



*IPD*

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Effective on 12/08/2004.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

## FEE TRANSMITTAL For FY 2005

Applicant claims small entity status. See 37 CFR 1.27

**TOTAL AMOUNT OF PAYMENT** **( \$ )** **130.00**

### Complete if Known

Application Number	10/618,722-Conf. #7414
Filing Date	July 15, 2003
First Named Inventor	Haruyuki Suzuki
Examiner Name	N. Z. Hindi
Art Unit	2655
Attorney Docket No.	R2184.0090/P090-A

### METHOD OF PAYMENT (check all that apply)

Check  Credit Card  Money Order  None  Other (please identify): \_\_\_\_\_  
 Deposit Account Deposit Account Number: 04-1073 Deposit Account Name: Dickstein Shapiro Morin & Oshinsky LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

Charge fee(s) indicated below  Charge fee(s) indicated below, except for the filing fee  
 Charge any additional fee(s) or underpayment of  Credit any overpayments  
 fee(s) under 37 CFR 1.16 and 1.17

### FEE CALCULATION

#### 1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

#### 2. EXCESS CLAIM FEES

##### Fee Description

Each claim over 20 (including Reissues)

Fee (\$)	Small Entity Fee (\$)
50	25

Each independent claim over 3 (including Reissues)

200	100
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Multiple dependent claims

360	180
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Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
- 20 =	x	=	

Multiple Dependent Claims	
Fee (\$)	Fee Paid (\$)

Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
- 3 =	x	=	

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#### 3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 =	/50	(round up to a whole number) x	=	

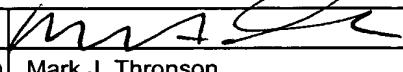
#### 4. OTHER FEE(S)

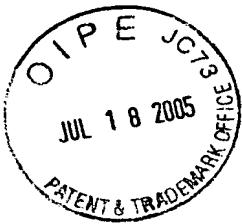
Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): 1814 Statutory Disclaimer

130.00

### SUBMITTED BY

Signature		Registration No. (Attorney/Agent)	33,082	Telephone	(202) 775-4742
Name (Print/Type)	Mark J. Thronson			Date	July 13, 2005



Docket No.: R2184.0090/P090-A  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Haruyuki Suzuki

Application No.: 10/618,722

Confirmation No.: 7414

Filed: July 15, 2003

Art Unit: 2655

For: OPTICAL RECORDING/REPRODUCING  
METHOD AND APPARATUS

Examiner: N. Z. Hindi

**REQUEST FOR RECONSIDERATION**  
**IN RESPONSE TO NON-FINAL OFFICE ACTION**

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action dated May 13, 2005 (Paper No. 20050511), rejecting claims 23-34, Applicant respectfully requests reconsideration and submits the following remarks.

Claims 23-34 stand rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1-22 of U.S. Patent No. 6,621,780 (the '780 patent). This rejection is respectfully traversed.

Applicant does not believe that any of claims 23-34 are obvious variations of claims 1-22 of the '780 patent. However, in the interest of expediting prosecution of the present application, Applicant attaches a Terminal Disclaimer in compliance with 37 CFR 1.321(c). Thus, the rejection of claims 23-34 under the judicially created doctrine of obviousness-type double patenting should be withdrawn.

In view of the above, Applicant believes the pending application is in condition for allowance.

Dated: July 18, 2005

Respectfully submitted,

By   
Mark J. Thronson

Registration No.: 33,082  
Rachael Lea Leventhal  
Registration No.: 54,266  
DICKSTEIN SHAPIRO MORIN &  
OSHINSKY LLP  
2101 L Street NW  
Washington, DC 20037-1526  
(202) 785-9700  
Attorneys for Applicant